IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.1570/06

Shri.Balasaheb Sahadu Buchade .... Applicant

V/s.

The State of Maharashtra .... Respondent

Shri.Jayesh Bansilal Kocheta Adv. for the applicant.
Miss.Rajeshree M. Gadhavi APP for the State.

CORAM : V.M. KANADE, J.

DATED : 28/04/06

P.C.:-

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. The applicant was arrested on 2nd May, 2005 in connection with C.R.No.6/2005 registered with Mhaswad Police Station, Dist:Satara for the offences punishable U/s.408, 409, 411, 414, 420, 467, 468, 477, 477(A), 201, 212, 109, 120(B) r/w 34 of IPC.

3. The applicant is in custody since then. Chargesheet as well as supplementary chargesheet has been filed. Prosecution case is that one Arun Bhise

and Pradeep Shinde who were working in a Bank, siphoned-off two crores of rupees and established an educational institution. Certain amount was paid to the applicant for the purpose of purchasing a land for establishing the said institution on that land. The other co-accused have been released on bail. Learned counsel appearing on behalf of the applicant seeks bail on the ground of parity. He invited my attention to the judgment of this court, dated 23rd November, 2005 in criminal application No.7110/05 wherein applicant Ramchandra Katkar was granted bail. In my view, the present applicant is also entitled to be released on bail on the ground of parity.

4. The applicant be released on bail in the sum of Rs.25,000/- with one or two sureties in the like amount. The applicant shall report to the Mhaswad Police Station, Dist:Satara once in a month.

5. The applicant shall not tamper with the evidence or threaten the witnesses. If any complaint is received by the Investigating Officer, the Public Prosecutor is at liberty to file an application for cancellation of bail.

6. The Trial Court shall not be influenced by any observations made by this Court while deciding the application and they shall not be construed to mean as an expression of opinion on merits of the case and it shall decide the case on its own merit and in accordance with law.

7. The application is accordingly disposed of.

V.M. KANADE J.